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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	Case No. 2:18-cr-00169-JCM-NJK-3
Plaintiff,	Case No. 2:18-cf-00109-JCM-NJK-3
VS.	STIPULATION TO CONTINU
LESLIE KALYN, aka	CHANGE OF PLEA HEARING (1
Leslie Feth,	REQUEST)

Defendant.

O CONTINUE IEARING (FIRST REQUEST)

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by and through Nicholas A. Trutanich, United States Attorney, and Peter S. Levitt, Assistant United States Attorney, Defendant, Leslie Kalyn, by and through her attorneys, Peter S. Christiansen and Kendelee L. Works, that the Change of Plea hearing currently scheduled for June 12, 2020 be continued to a date and time convenient to the Court, but no earlier than July 1, 2020.

Pursuant to General Order No. 2007-04, this Stipulation is entered into for the following reasons:

1. Due to the COVID-19 outbreak and stay at home orders in the State of Nevada, Defense Counsel's law firm attorneys and staff have been working remotely since mid-March 2020 and are only recently integrating back into the office.

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2.	Additionally, Defense counsel has scheduling conflicts with depositions and trial	
	preparation for a multi-week bench trial set to begin in state court in July 2020,	
	as well as travel outside of Nevada during June 2020.	

- 2. AUSA Peter S. Levitt has no objection the requested continuance.
- 3. Defendant Leslie Kalyn is presently out of custody and has no objection to the requested continuance.
 - 4. The additional time requested herein is not sought for purposes of delay.
- 5. Denial of this request for continuance would deny counsel for Defendant Leslie Kalyn sufficient time to effectively and thoroughly prepare her for the change of plea hearing and sufficiently review and explain the consequences of the subject guilty plea agreement, taking into account the exercise of due diligence.
- 6. Additionally, denial of this request for continuance could result in a miscarriage of justice.
- 7. The additional time requested by this Stipulation is excludable in computing the time within the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

This is the first stipulation to continue the change of plea hearing in this matter.

DATED: June 8, 2020.

CHRISTIANSEN LAW OFFICES

UNITED STATES ATTORNEY

/s/ Peter S. Christiansen	/s/_Peter S. Levitt
By	By
PETER S. CHRISTIANSEN	PETER S. LEVITT
KENDELEE L. WORKS	Assistant United States Attorney
Counsel for Leslie Kalvn	

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UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

1 2 UNITED STATES OF AMERICA, 3 Plaintiff, 4 VS. 5 LESLIE KALYN, aka 6 Leslie Feth, 7 Defendant. 8 9 10 Court finds that: 11 1. 12

Case No. 2:18-cr-00169-JCM-NJK-3

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

- 1. Defense counsel's conflicting trial schedule, including a capital murder case, and illness of supporting associates have precluded defense counsel from dedicating sufficient time in preparation for pretrial motions in this matter.
- 2. Defense counsel has spoken to AUSA Nadia Ahmed and she is in agreement with the requested continuance.
- 3. Defendant Leslie Kalyn is presently out of custody and has no objection to the requested continuance.
 - 4. The additional time requested herein is not sought for purposes of delay.
- 5. Denial of this request for continuance would deny counsel for Defendant Leslie Kalyn sufficient time to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.
- 6. Additionally, denial of this request for continuance could result in a miscarriage of justice.

/// /// ///

	7.	The additional time requested by this Stipulation is excludable in computing the
time w	ithin wl	nich the trial herein must commence pursuant to the Speedy Trial Act, Title 18,
United	States (Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States
Code §	§ 3161((h)(7)(B) and 3161(h)(7)(B)(iv).

CONCLUSION OF LAW

The ends of justice served by granting said continuance outweigh the interests of the public and the defense in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A) when the considering facts under Title 18, United States Code, §§ 3161(h)(7)(B) and 3161 (h)(7)(B)(iv).

ORDER

IT IS THEREFORE ORDERED that the Change of Plea he	earing currently scheduled for
June 12, 2020 be vacated and continued to the day of	,, at the
hour of	
DATED AND DONE this day of	_, 2020.

UNITED STATES DISTRICT JUDGE